

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOHN F. CURRAN, III	:	CIVIL ACTION NO. 1:12-cv-750
	:	
Plaintiff	:	(Judge Kane)
	:	(Magistrate Judge Schwab)
v.	:	
	:	
MARK ZINNAMOSCA &	:	
ASSOCIATES, et al.	:	
	:	
Defendants	:	

ORDER

Before the court in the above-captioned action is a January 2, 2014 Report and Recommendation of the Magistrate Judge. No timely objections have been filed.

Accordingly, this 22nd day of January 2014, upon review of the record and the applicable law, **IT IS HEREBY ORDERED THAT** the Court adopts the Report and Recommendation of Magistrate Judge Schwab.

- 1) Plaintiff's Motions for Default Judgment (Doc. Nos. 15 and 17) are **DENIED**;
- 2) Defendants Mark Zinnamosca & Associates and Mark Zinnamosca's motion to dismiss (Doc. No. 9) is **GRANTED** without prejudice;
- 3) Defendants Kelly Utz's and University of Maryland's Motions to Dismiss (Doc. Nos. 19 and 26) are **GRANTED** with prejudice.
- 4) Plaintiff is granted leave to amend his complaint as to the Zinnamosca defendants, provided that the plaintiff acts within 20 days of this order. If Plaintiff does not file an amended complaint within 20 days of the date of this order, the Clerk of Court is directed to close the case. If Plaintiff files an amended complaint within 20

days of the date of this order, all further proceedings in this matter are referred to Magistrate Judge Schwab.

s/ Yvette Kane

YVETTE KANE, District Judge
United States District Court
Middle District of Pennsylvania